

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 19, 1964
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro-tem LaRue presiding.

Roll call:

Present: Councilmen Shanks, White, Mayor Pro-tem LaRue
Absent: Councilman Long, Mayor Palmer

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

MAYOR LESTER PALMER absent, as he was out of the State. COUNCILMAN LONG absent, as she was giving a welcoming address to a group.

Invocation was delivered by MR. DOREN R. ESKEW, City Attorney.

Mayor Pro-tem LaRue announced this was DeMOLAY GOVERNMENT DAY and introduced RICHARD FLOURNOY, Mayor; RODNEY LEWIS, Mayor Pro-tem; DAVID YANCEY, JAMES HACKARD, and JOHN WARD, Councilmen; RAY BANKS, City Attorney; BILL SAUNDERS, Assistant City Attorney; DANNY TAYLOR, City Manager; GARY GILBERT, Assistant City Manager; JOHN WILBUR, Public Works Director, and CATHY REEP, City Clerk.

Councilman White moved that the Minutes of the Meeting of February 27, 1964, be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Long, Mayor Palmer

Mayor Pro-tem LaRue brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 22.27 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THOMAS ELDRIDGE SURVEY, IN TRAVIS COUNTY, TEXAS;

WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Cherrylawn Section 5 and an Unplatted Tract)

The ordinance was read the third time and Councilman Shanks moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Long, Mayor Palmer

The Mayor Pro-tem announced that the ordinance had been finally passed.

Councilman Shanks introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin, and that it be set for public hearing at 10:30 A.M., April 2, 1964:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 10.94 ACRES OF LAND, SAME BEING A PORTION OF BURLESON ROAD HEIGHTS, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Burleson Road Heights)

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Long, Mayor Palmer

Councilman White moved that the Council grant the request of the applicant to withdraw the following zoning request:

FREDERICK EBY, JR.	Rear of 4300-4506 Mt.	From "A" Residence
By Harold Anderson	Bonnell Road	To "BB" Residence
		RECOMMENDED by the
		Planning Commission
		with Condition

The motion, seconded by Councilman Shanks, carried by the following vote:
Ayes: Councilmen Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Long, Mayor Palmer

The City Manager reviewed a plan submitted by the Traffic Engineer for expediting movement of traffic on WEST 12TH STREET between West Avenue and Lamar Boulevard. The Traffic Engineer's recommendation was that a lane establishment be set which would assign lanes for the movements farther to the west so as traffic approaches that area it could get in the right lane. In order to get

three lane movement west bound from West Avenue to Lamar, it will be necessary to set the curbs back at the corner of West Avenue and 12th Street, which would not interfere with private ownership and still leave an adequate sidewalk area. In setting back the curbs and by establishing "no parking" provisions through this section, the street will be opened up for the movement of three lanes all the way through. Just west of Guadalupe Street, overhead signs will be placed above the street designating the lanes; and also the same thing will be done between Guadalupe and West Avenue at some other location. It was recommended that instead of all day "no parking" that during the critical period between 4:00 P.M. and 6:00 P.M., that no parking be permitted, and that these hours be designated on the overhead lane assignments. The plan would make it possible to have three west-bound lanes during peak hours, two at other hours, and two at all times for east bound traffic. MR. AMOS HEROLD stated the more complicated the traffic system was made, the harder it was to observe it. The City Manager stated they would start out with the 4:00 P.M. to 6:00 P.M. plan; and if it did not work, "no parking all day" would be set up. He just wanted to familiarize the Council with this plan.

The City Manager stated one of the members of the Council had inquired about the possibility of speeding up the movement of traffic on Duval Street from San Jacinto to 45th Street. The Traffic Engineer studied this and suggested painting a yellow stripe down the center and providing for two lanes on each side, thus providing two moving south bound lanes in the morning and two north bound lanes in the evening by providing for "no parking" from 7:00 A.M. to 9:00 A.M. on the west side in the morning; and from 4:00 P.M. to 6:00 P.M. on the east side in the afternoon. Mayor Pro-tem LaRue stated this was a situation of which the Council had been aware.

MR. AMOS HEROLD stated he was glad to read about the action taken by the Council with regard to Civil Rights in Austin, passing or repassing a resolution announcing the goals of the City with reference to public accommodations, etc., but declined to take any further action. He stated the Council was right, as the whole matter is being considered in Congress. He discussed the passage of this bill, and read a letter he had received from a U. S. Senator in reply to his statement. He thanked the Council for letting him read this communication.

Mayor Pro-tem LaRue opened the hearing on the improvement of the following streets:

Street	From	To
BLACKSON AVENUE	Duval Street	Interregional Highway
BOWLING GREEN DRIVE	A point 120' So. of Ohlen Road	Polaris Avenue
CEDAR STREET	West 34th Street	West 38th Street
CLARKSON AVENUE	Randolph Road	East 34th Street
COLFAX AVENUE	Burnet Road	A point 201' E. of Hathaway Drive
DENSON DRIVE	Lamar Boulevard	A point 159' east of Burns Street
DUVAL STREET	East St. Johns Avenue	Blackson Avenue
AVENUE F	East 46th Street	East 47th Street
HARMON AVENUE	East 49½ Street	East 51st Street

Street	From	To
HATHAWAY DRIVE	A point 116' south of Shamrock Avenue	Polaris Avenue
HELMS STREET	East 31st Street	East 34th Street
OERTLI LANE	Georgian Drive	A point 1078' E. of Georgian Drive
RANDOLPH ROAD	Manor Road	Clarkson Avenue
EAST 34TH STREET	Kern Ramble	Clarkson Avenue
EAST 46TH STREET	Speedway	Avenue H
WEST 46TH STREET	Avenue D	Speedway
EAST 47TH STREET	Rowena Avenue	Avenue G
EAST 48TH STREET	Airport Boulevard	Harmon Avenue
EAST 56TH STREET	Avenue F	A point 92' east of Duval

No one appeared to be heard. The City Attorney announced notice of this hearing was published on March 7, 8 and 9, as required by law. This will be the usual street construction job. Later in the meeting, when Councilman Long had returned to the Council Room, Mayor Pro-tem LaRue introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.
(Blackson Avenue and sundry other streets)

The ordinance was read the first time and Councilman Shanks moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

The ordinance was read the second time and Councilman Shanks moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

The ordinance was read the third time and Councilman Shanks moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

The Mayor Pro-tem announced that the ordinance had been finally passed.

MR. TOM HARPER appeared and stated he had been the original Agent of Record on the Connecticut General Life and Hospital Group. Sometime ago the City had instructed the Connecticut General Company to withhold some of the accumulated commissions on this policy. He requested that the Council instruct the Connecticut General to release those commissions out of Hartford Connecticut and pay them to him. Councilman Shanks moved that Mr. Harper be reinstated the City's "Agent of Record" for its group insurance and the City Manager be instructed to so notify Connecticut General Company. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Long, Mayor Palmer

The Council had before it the awarding of a contract for planting 25 large live oak trees at Municipal Auditorium and Morris Williams Golf Course and Zilker Garden Center. The City Manager submitted the following:

"March 17, 1964

"TO: Honorable Mayor and Members of City Council

"SUBJECT: Bids on twenty-five large live oak trees for the Parks and Recreation Department

"Bids were received in the office of the Purchasing Agent at 10:00 A.M. March 17, 1964 for the furnishing and planting of twenty-five large live oak trees. Bids were advertised in the local paper and sent to all known bidders.

"Only one bid was received which was from Olmos Landscape Company of San Antonio and includes a two year guarantee on the trees. This bid is as follows:

"To be planted:		Net Total
Municipal Auditorium, Riverside Drive Site	16 ea.	\$5,950.00
Morris Williams Golf Club	8 ea.	680.00
Zilker Garden Center	1 ea.	285.00
		<u>\$6,915.00</u>

"Because this is a critical time of year for "tree people" and most businesses are completely booked up for the next sixty days, we were not able to get other competitive bids. We did receive word from Caldwell's Landscape of Austin and O'Brien's Landscape of San Antonio that they would not be able to bid because of work already committed.

"The original estimate from Mr. Stewart E. King, Landscape Consultant for the City of Austin for planting the Municipal Auditorium, Riverside Drive Site was \$5,460.00; however, the "ball" size was increased to take care of spring planting.

"RECOMMENDATION: It is recommended that the award be made to Olmos Landscape Company of San Antonio in the amount of \$6,915.00.

"W. T. Williams, Jr. City Manager"

The City Manager reported that MR. STEWART KING, the Landscape Consultant, was engaged to do some planting of some trees, and he prepared the specifications, plans, etc. This is a busy season for the tree moving people, and only one bid was received. Statements were received from others that their commitments were so heavy within the next 60 days, they were unable to bid. Requests for bids were sent to others, who evidently had the same problem, but did not reply. The one bid was for \$5,950 for transplanting 16 large live oak trees, 10-11" in diameter, with a limb spread beginning 12' or more from the ground, and being from 25' to 30' in height. There is a two year guarantee. In addition to the trees at the Auditorium, there are eight smaller trees needed around the Club House at the Morris Williams Golf Course and one to be planted near the Garden Center Building near Zilker Park, these to be in the amount of \$680.00 and \$285.00 respectively. The Recreation Director recommended that in order to get these trees planted this spring to award the contract, but to have the Park Superintendent to start training some of the park employees in transplanting trees so that in the future the Department's own forces could do this work and do it for less. Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 17, 1964, for the furnishing and planting of twenty-five (25) large live oak trees; and,

WHEREAS, the bid of Olmos Landscape Company of San Antonio, in the sum of \$6,915.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Olmos Landscape Company of San Antonio, in the sum of \$6,915.00, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Olmos Landscape Company of San Antonio.

The motion, seconded by Councilman Shanks, carried by the following vote:
Ayes: Councilmen Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Long, Mayor Palmer

The City Manager read a letter from MR. HOMER GARRISON, State Coordinator of Civil Defense, inviting the Council to tour the new underground Emergency Operating Center at the Texas Department of Public Safety Building on Thursday, April 30, 1964, at 3:00 P.M.

The City Manager stated a copy of a letter to the Council from MR. STERLING SASSER, SR., suggesting that the matter of building a bridge across Waller Creek crossing 10th Street and extending it over to the Interregional Highway be studied and pointing out the traffic on 11th Street is pretty heavy and possibly the opening of 10th Street would help. Councilman White stated that had been planned once before, had that street (East 9th Street) been left open. The City Manager stated this letter had been referred to the Director of Public Works and the Traffic Engineer to review the possibility, cost and need.

The City Manager reported that MARY RICE, Librarian, needed more space for the Northwest Library Branch. Additional facilities in the Northwest Shopping Center were available, but about \$3,000 would be involved in remodeling and reconstruction work. There was an item of air conditioning also to be considered in this location. In Allandale Shopping Center the area north of the Cafeteria is available and contains 2260 square feet with a month rental of \$85.00 more than is being paid at the present site for 850 square feet. The City would have to provide an air conditioning unit for the Allandale space, at a cost of \$1400, but it would belong to the City. This seems to be, in the opinion of the Library Commission, and Friends of the Library a better opportunity for expansion than the one in the Northwest Shopping Center, and they recommend that a lease be entered into with the Allandale Shopping Center for this space effective upon termination of the present lease. The City Manager stated rental on both locations was about the same per square foot. Councilman Shanks moved that the City Manager be instructed to negotiate for a lease in Allandale Shopping Center. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Long, Mayor Palmer

The City Manager reported that for sometime the City had been interested in the possibility of developing a golf course on the Camp Mabry Tract. The title of that property is in the State of Texas, and the United States Government deeded it to the State for National Guard purposes. Sometime ago, the State Legislature authorized the use of part of the property for a golf course subject to the approval of Congress. The National Guard planned to expand their facilities, but there would still be sufficient area for a golf course on the remainder of the tract. The matter has been pending for sometime in Congress. Some years ago the local Congressman attempted to get the approval in Congress but some people in the National Guard were anxious about losing the tract for National Guard facilities, and the Congressman met with opposition at that time. The situation has changed now, and the National Guard has indicated some desire to work out some mutual arrangements in connection with the land. No City funds are available to develop a course at the present time; it does not see any likelihood of having any funds available in the next two or three years; but no financial planning could be done until it was known the land would be available. The matter was taken up with CONGRESSMAN J. J. PICKLE about the possibility of drafting a bill to present at such time he thinks he could have the best success with it. The

City Manager said he just wanted to acquaint the Council with this development. Mayor Pro-tem LaRue said the Council would wholeheartedly agree to do whatever was possible to expedite this to the best effect.

The City Manager reported that the Director of Aviation had a request from the TRANS-TEX AIR LINES to construct a small maintenance building at the Airport which would be used for maintaining their aircraft which they operated through Austin. This would involve the moving of some of their mechanics into Austin. The City Manager showed plans for the additional structure of about 14' x 25' to the existing building, estimated to cost about \$3,000. The Trans-Tex Company will pay \$50.00 a month rent. The City Manager stated he wanted to acquaint the Council with this to see if it had any objections.

At this point, Councilman Long entered the Council Meeting.

The City Manager discussed the request from the Trans-Tex Air Lines to construct the small maintenance building. After discussion, Councilman Long moved that the City Manager be instructed to go ahead and take bids. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

The City Manager distributed copies of the layout of this building to the Council.

Mayor Pro-tem LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER
INTO A CERTAIN CONTRACT WITH TOWNLAKE PLAZA, INC.
FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF
AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMER-
GENCY.

The ordinance was read the first time and Councilman Shanks moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

The ordinance was read the second time and Councilman Shanks moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

The ordinance was read the third time and Councilman Shanks moved that the

ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

The Mayor Pro-tem announced that the ordinance had been finally passed.

The City Manager stated the Director of Public Works had an inquiry about annexation. The property owner on the south side of Rogge Lane east of Manor Road would like to have his property annexed. The effect of annexing it would create an island in the City, or another "hole in the doughnut". The Director of Public Works wants to know if the extra property should be included in the annexation. The Director of Public Works located the properties on the map in the Manor Road, Rogge Lane, Springdale Road, and Reichter Drive area. If Preswyck Hills, Section 3, is brought in part of Rogge Lane and two tracts would be left out. Councilman Long inquired if Rogge Lane were paved. The Director of Public Works stated it was paved with the double type paving. It was his opinion, due to the location of Pecan Springs School, that better traffic control could be obtained if the whole area were taken in. Councilman Long suggested contacting those property owners, to see if they were ready to bring their property in. She stated she would hate to deviate from the policy. Councilman Shanks suggested re-establishing the policy as when these properties are brought in, and other properties omitted, that is something that should be alleviated. He gave an example of giving fire protection to the property annexed, and the man in the "hole in the doughnut" would get the same benefit. Mayor Pro-tem LaRue suggested that the property owners be contacted to see if they wanted to be brought into the city limits. Councilman Long suggested that Rogge Lane be annexed for control of the traffic. Mayor Pro-tem LaRue stated the matter would be investigated and find out the wishes of these property owners, and the Council would then decide what to do about it.

The City Manager stated the City Attorney had an offer from MR. ROY MILLER for some property the City had been attempting to acquire for a long time on Anchor Lane and Manor Road. The City Attorney said ten acres had been acquired earlier from MR. MILLER, but his home was on the four acre tract which he kept. Some improvements will be done on the north-south runway, and it will make it desirable to go ahead and acquire this property. He suggested that the Council go look at the property. He had a signed contract. The Council decided to make an on-site inspection of the property.

The City Manager stated the Assistant City Manager had received a letter from MR. TOM PERKINS, Chamber of Commerce, stating they want to set May 2nd and 3rd for the Ski Tournament on Town Lake. Councilman Long asked if there would be any conflict and if this had been checked out. After discussion, Councilman Long moved that permission for the Ski Tournament to be held on May 2nd and 3rd on Town Lake, be granted. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

Councilman Long moved that a hearing be set for the Chamber of Commerce Tourism and Recreation group at 3:00 P.M. next Thursday. (March 26th) The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

Mayor Pro-tem LaRue announced it was 10:45 A.M., and hearing on the annexation ordinance covering proposed Barton Terrace, Section 2 was open. No one appeared to be heard. Mayor Pro-tem LaRue brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 7.57 ACRES OF LAND OUT OF AND A PART OF THE HENRY P. HILL SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Barton Terrace, Section 2)

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

Councilman Long stated sometime last year the Council adopted a Resolution to keep certain types of golf carts off the golf courses unless they had a 9 inch tire. There are certain people who already have their carts. If the carts were going to be kept off the fairway, she asked why could not those people who have carts go ahead and use them. The City Manager stated he, too, had some letters on this, and he would like to have the Director of Recreation check that. People from whom he had heard pointed out the particular vehicles they had were lighter than those that have the 9 inch tires on them. He said it was suggested last week in the discussions on fees that possibly the carts should not be permitted to cross the fairways, and it may be that something along that line may be desirable. Councilman Long stated there was a feeling that those people who already had invested in their carts could not change to a different type of tire, and she would like to have a check made as to how many there are that would be involved, if it is possible, this could be required in the future; but for those few people who have those carts and cannot change the tire base, maybe something

could be worked out. The City Manager stated those letters had been sent to the Recreation Director and he would bring in a report. Councilman Long expressed a desire to see a demonstration of these carts and see what damage they do, as it seems for years and years they have used them and all of a sudden it seems they ruin the golf course. To make this requirement retroactive would be a hardship to people who have retired; and if it could be investigated, maybe some plan could be worked out to help these people. The City Manager stated that was under way.

Councilman Long brought up a water pressure problem in the 6100 block of Friendswood Road, stating those people had adequate water pressure, but the pressure down the line was so high, the water heaters began to be blowing out. The pressure has now been cut down, and those in the 6100 block have low water pressure, and feel there is a hardship. The Director of Water Utilities made a report showing charts of the water pressure all over the City. The water pressure had been lowered to 50 pound pressure. The City Manager stated the pressure was not bad--it just was not as high as they had been accustomed to and 50 pounds is normal pressure in most communities. Councilman Long inquired if under this pressure the lawns could be watered, and the dishwasher be in service at the same time. The City Manager stated this could be done if there were adequate service to the house, as the pressure was adequate. The Director of Water Utilities explained the problem in this particular area, stating the pressure was high, but when a fire hydrant was turned on, the other pressure was very low. A \$175,000 larger water pipe was installed to bring the volume of water in for fire protection. A series of tests of from 15-20 of these houses in the 6100 block of Friendswood Road were made. The tests showed 21½ gallons per minute through the city service and 13 gallons per minute through the property owners' mains into the house. The house at 6101 Friendswood Road had one inch service from the main to their meter, and they had 65 gallons per minute. The people select the services--1" or 3/4". MR. SCHMIDT stated in some instances there were some problems in the City's piping and he is making an offer that the City would either replace the service with the same size, or replace it at a larger size if the people would pay the difference. He stated this could be worked out; and they would make an offer to those people where there was trouble in the City's service. Their tests snowed in about 1 out of 11, there were some problems. Councilman Shanks stated it was something the Department was already checking into.

Councilman Long read a letter which she stated she hoped the Council would go along with her in this. The letter was from a student stating, "If the Beatles were to ever come to Austin, could my friend, Mary Joe Vasquez and myself show them around Austin; also make them honorary citizens of Austin, welcome them with cow-boy hats and give them a key to the City, etc. We are good students and both have a "B" average in School." Councilman Long asked if they could give them a key.

MR. HERMAN NEUSCH stated two months ago there was a recommended ordinance before the Council making it against the law to discriminate against anyone because of race, creed, color or national origin, and creating a commission giving it power to enforce this law, with subpoena powers, etc. The people who were backing that ordinance, primarily citizens in East Austin, were not concerned about an ordinance or law with teeth in it. What they were primarily concerned about was an opportunity for equal rights, equal opportunity for jobs, and recognition as citizens of the community as first rate citizens instead of second rate

citizens. Their pushing this ordinance, in their opinion, was the best way to accomplish what they felt were their legitimate rights in the community. A good number of people felt that this was not the type of action that would bring about the desired results. Austin is a very fair city. These people felt if it were possible to accomplish these objectives on a voluntary community type of effort, it would be far more desirable than to say, "It's against the law, and we will absolutely force you to do this thing." This problem is one of human minds and human hearts and human dignity. MR. NEUSCH said they were greatly encouraged by the report of the Committee that the Council had appointed to study the problem and presented last Thursday. They felt if the City would create an official commission and charge it with the responsibility of working in this community toward better community relationship and equal opportunity; and if this would be done in a voluntary manner it would be something the entire community would get behind. There were discouraged by the apparent reaction to this report; and in an effort to try to bring to the Council, what they felt was the feeling of the vast majority of people, last Saturday afternoon they drew up the petition and delivered it around, and are before the Council today with around 3,000 signatures. He said this does not represent all. He read the petition which urged the City Council of the City to adopt the recommendations of the Citizens Committee. Attached to each petition was a photostated copy of the Committee's report. Mr. Neusch explained that only adults with poll taxes had been asked to sign the petition; but of course, there were some students' signatures, and others not asked to sign. The signatures are from a cross section of the community. Mr. Neusch stated a great many people of East Austin took after this petition and this indicated that the people who were up here before asking for an ordinance with "teeth" in it, when this committee report came out, recommending what they originally would not have said, but did at least create a commission which they felt would be an official place where they could go and bring their problems, these people became extremely enthusiastic about this thing. There are a number of signatures from people who are not from East Austin. Mr. Neusch said there seemed to be two objections to taking the recommended action of this committee, as follows:

1. Why not wait to see what Washington does concerning Civil Rights. Mr. Neusch stated many felt there was too much control from Washington, and many have said "If we can just keep the Federal Government from controlling everything." It would seem better for the City Council seriously to consider this problem and decide if it is right or wrong; and on the basis of its being good or bad for the Community, do it and do it now.
2. The other objection seems to be "Now, this is just the first step." If an official commission were appointed, in the next three months or six months our Brothers from East Austin would be back demanding an ordinance with teeth in it. This seems incongruous as a line of reasoning.

Mr. Neusch assured the Council there was one way there would be pressure and demonstrations and that is for the Council to ignore this petition and this urge of these people for some action; another way would be to appoint someone who is obviously not interested in solving the problems of this Community. He stated these people are yearning for what is rightfully their position and their rights and their respect. If they cannot have this, they have no other recourse other than to come back and say they want a law to get it done. Mr. Neusch stated he

was opposed to an ordinance with "teeth" in it. He said to analyze the idea of trying to kill this very positive voluntary action was the idea or fear of letting the Camel get his nose in the tent, and then the next thing will be the ordinance with the "teeth" in it. The reasoning is if this thing is put in and somewhere along there is someone in the community who does not agree, then the "teeth" will take a man who was doing something that all admit basically was not right and force him to do something against his rights. If the fear of that possibility is allowed, Mr. Neusch asked what about the rights of 25% of the population. He asked the Council to give this very serious thought and create this Commission. He stated they understood the Council could not enact the exact wording of this Ordinance, as there is the possibility this legislation could not be enacted without a change in the Charter. They were asking for the essence of the report which was for an Official Commission created to work on this problem in a voluntary manner.

Councilman Shanks asked if he had read in the paper the action the Council took. MR. NEUSCH stated if he interpreted it correctly, he was disappointed. It seemed to him that the Council were saying it accepted the Resolution, but still were not going to take any action on creating an official commission; and it would be a horrible mistake to have a committee to study, study, study this problem further. The people in East Austin have their hopes greatly wound around this thing now, and it would be a real loss of faith to those people. Councilman Long stated it would also be a loss of opportunity too. MAYOR PRO-TEM LARUE said the Council pretty well stated its position, that another committee would be appointed but the duties and obligations were not defined. He complimented MR. NEUSCH for his action and efforts, and stated the Council would take this under advisement. Mr. Neusch said they did not have all of the names on the petition, and would like to have them. Mayor Pro-tem LaRue stated the petitions would be retained as Exhibits for the City Council, and they would be available to the public. Councilman Long stated this subject was not closed, and the Council would be working on it in the near future. She said she would like to see the Commission organized; and that maybe it would be done in the name of a Committee.

MAYOR PRO-TEM LARUE read some communications to the Mayor as follows:

1. A letter from COLONEL HOMER GARRISON, JR., State Coordinator of Civil Defense, Department of Public Safety, stating COLONEL KENGLA, Civil Defense Coordinator for Austin-Travis County, had been provided with reference material for the development of a prototype shelter utilization plan for the existing shelter spaces in the City of Austin. The letter pointed out that it was realized that COLONEL KENGLA and his staff had full-time duties; but, with the demonstrated ability for planning, it was hoped that the City of Austin would accept the challenge of providing a shelter utilization plan that may be used as a guide by other communities in the State, it being appropriate that the model or guide for planning be provided by the Capital City.
2. A letter from REVEREND ROBERT L. ROWE, stating it was his hope that the Council would act positively and swiftly on the Human Relations Committee's Report and recommendations. Attached was a printed statement taken from "A MESSAGE TO NEGRO YOUTH", By Dr. Ralph J. Bunche.
3. Letter from KARL B. WAGNER attaching copy of letter sent to Senators Tower and Yarborough and to Congressman Jake Pickle expressing his views regarding passage of legislation on Civil Rights.

4. Four letters pertaining to golf as follows:
 - a. From MR. C. N. VALLENTTE, asking further consideration with reference to Golf Carts.
 - b. From MR. JOSEPH J. BRADEN regarding reduction in the annual golf fees for retired persons, and suggesting the issuance of a card good for week-days only at a lower rate.
 - c. From MR. MAX SLAUGHTER regarding golf fees, which he believed to be unfair to the teenage golfers and retired people.
 - d. From MR. LEON GREEN regarding golf carts.

(All four letters had been referred to the Director of Recreation)

5. A letter from G. E. McCracken, Visiting Professor, regarding complaint to the Police Department. Professor McCracken reported a near accident of almost being hit at the cross-walk at 25th Street which connects Hemphill's Store with the Forty Acres Club. He called the Police to report the incident, and was told that an officer would come by his apartment, but he never arrived. (Copy of letter had been referred to the Chief of Police)
6. A letter pertaining to the Zilker Park Area, requesting that a park area be set up between Barton Springs Road and the River as a camping area. (Copy of letter had been referred to the Recreation Director)
7. An anonymous letter commending the City for beginning to replant trees and commenting that many of the trees that had been cut down in the past should not have been, but that this was a good step in the right direction.
8. A letter of appreciation from MR. and MRS. JEB LONG.
9. A letter from Mr. Jones, President of the National Association of Housing and Redevelopment Officials, concerning the problem of effective administration of housing and building codes and announcing a National Code Work Shop to be held in St. Louis, Missouri, April 13, and 14, 1964.
10. An announcement from the International Municipal Parking Congress that a work shop would be held in Pittsburg, May 17th-20th.
11. A letter from the Municipal Advisory Council of Texas, sending a report of recent sales of the bonds of the City, which would be of interest to the Council, and Administrative Staff.
12. A letter from U. S. Conference of Mayors enclosing President Johnson's Anti-Poverty Program.
13. A letter from Mr. Eugene Guthrie commending the Council regarding the integration question.
14. A letter from BRYANT-CURINGTON, INC., representing A. D. Stenger

Addition, Section 2, requesting vacation of a portion of the drainage and public utility easement in the proposed addition, now being reviewed by the Planning Commission. The storm sewer plan has eliminated the need for this portion of the easement and provided a better use of that portion of land. The City Manager stated this was being checked out. Councilman Long asked if this were the ditch that had to do with diverting water from Barton Springs. The City Manager stated this did not apply to that.

Councilman Long reported a complaint on that ditch (diverting the water from Barton Springs) stating that would not eliminate the Barton Springs problem; that it would ruin the area with that open ditch. Councilman Long inquired if there were any possibility of making it a covered ditch. The City Manager stated possibly at a later date but if the open ditch can be planned now that will divert the flow of water from the creek that flows through there now, the problem would be relieved. Councilman Long asked if this would keep Barton Springs from flooding. The City Manager stated if there were a rise in Barton Creek, it would continue to flood, but there is a little creek that flows into Barton Springs Swimming Pool, from the southeast on down Bluebonnet Lane into a little channel and from there directly into Barton Springs. Whenever there are any rains of any consequence now, there is a flow of muddy water and debris. This diversion will relieve that. Councilman Long asked if the ditch could be cut near Barton Springs just below the springs rather than running it down that Rabb Road location. The City Manager stated it probably would not be feasible, as the slope of the hillside would be destroyed. The City Manager stated this water entered Barton Springs Swimming Pool below the low diving board, and another upstream from the high diving board. Councilman Long asked about getting easements up above Barton Springs and getting Federal Aid and work it out as a conservation program, and thus keep Barton Springs from flooding each year. The City Manager stated the Corps of Engineers had asked to make a study of this. It would be very extensive to correct the flooding in the creek itself; but they had asked the Corps of Engineers to work with the City on that. He said the Corps of Engineers was working on all of the tributaries of the Colorado River through this region, including the other creeks.

The Council received notice that the following zoning applications had been referred to the Planning Commission and set for public hearing before the Council on April 23, 1964:

CHARLES and WALTER WENDLANDT	1173-1189 1/4 Harvey Street	From "A" Residence To "C" Commercial
KARL B. WAGNER By Bryant-Currington, Inc.	8700-8842 Research Boulevard 1901-1931 Peyton Gin Road 1700-1762 Ohlen Road	From "A" Residence 1st Height and Area To "GR" General Retail 5th Height & Area
NELSON PUETT, JR.	1208-1216 Anderson Lane	From "A" Residence To "GR" General Retail
THE NICKELL CORPORA- TION By L. R. Nickell	2909-2913 West Avenue	From "BB" Residence 1st Height & Area To "B" Residence 2nd Height & Area

WALTER CARRINGTON By Richard Baker	2810-2818 Manor Road 3301-3411 Randolph Road	From "A" Residence 1st Height & Area To "B" Residence 2nd Height & Area
STERLING SASSER, SR.	709 East 10th Street 906-910 Interregional Hwy.	From "B" Residence 2nd Height & Area To "C" Commercial 2nd Height & Area
A. F. DELONEY, ET AL By Robert Sneed	Tract 1 3701-3735 Alamo Boulevard 3700-3726 Bailey Lane 1300-1314 West 37th Street 1301-1419 West 38th Street Tract 2 3501-3519 Mills Avenue 3500-3534 Lakeside Boulevard 1400-1422 West 35th Street 1401-1421 West 37th Street Tract 3 3500-3734 Alamo Boulevard 3519-3733 Lakeside Boulevard 1421-1435 West 38th Street	From "A" Residence 1st Height & Area To "O" Office 3rd Height & Area
FRANCES L. WHITE By A. F. White	407-411 Cumberland Road	From "A" Residence To "C" Commercial
ROBERT C. LEECH By J. O. McCoy	1200-1206 West 12th Street 1200-1204 Windsor Road	From "A" Residence 1st Height & Area To "B" Residence 2nd Height & Area
JOHNNY ESCOBEDO and E. C. KIEKE	62-66 Comal Street	From "A" Residence To "LR" Local Retail
ROY BRAUN By W. R. Hudson	501 East 13th Street 1207-1211 Neches Street	From "O" Office 2nd Height & Area To "C" Commercial 2nd Height & Area
E. E. NAUMANN	900-902 East 11th Street 1151-1157 Branch	From "C" Commercial 2nd Height & Area To "C-1" Commercial 2nd Height & Area
CURTIS D. QUISENBERRY By Herbert Smartt	1211-1217 Hillside Avenue Rear of 1219-1221 Hillside	From "A" Residence To "BB" Residence
MRS. A. E. FRANZETTI	2207 Ohlen Road 8217-8219 Bowling Green	From "A" Residence To "O" Office
BURKE MATTHEWS By Bradley Bourland	5005 Lynnwood Street	From "A" Residence 1st Height & Area To "B" Residence 2nd Height & Area

MRS. N. J. HIRSH
By John J. McKay

Tract 1
1147 $\frac{1}{2}$ -1149 Airport Boulevard

From "C" Commercial
6th Height & Area
To "C-1" Commercial
6th Height & Area

Tract 2
3313-3315 Oak Springs Drive

From "A" Residence
1st Height & Area
To "C" Commercial
6th Height & Area

1143 1/8-1147 1/4 Airport
Boulevard
3317-3331 Oak Springs Dr.

From "C" Commercial
6th Height & Area
& "A" Residence
1st Height & Area
To "C" Commercial
6th Height & Area

THOMAS BLACK

Tract 1
6809-6815 Berkman Drive
6825-6837 U.S. Highway 290

From "A" Residence
1st Height & Area
To "IR" Local Retail
5th Height & Area

Tract 2
6801-6807 Berkman Drive

From "A" Residence
1st Height & Area
To "C-1" Commercial
1st Height & Area

DAVID B. BARROW
By Raymond Ramsey

3825-3835 South Inter-
regional Highway

From "GR" General Re-
tail 1st Height &
Area
To "GR" General Retail
5th Height & Area

AUSTEX DEVELOPMENT
COMPANY, LTD.
By Nash Phillips

5600-5632 Springdale Road
3401-3533 Rogge Lane

From Interim "A"
Residence 1st
Height & Area
To "C" Commercial 6th
Height & Area

NET R. BATEMAN
By James W. Miller

2001-2007 East 19th Street

From "IR" Local Retail
To "C-1" Commercial

There being no further business, Councilman Shanks moved that the Council adjourn. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue
Noes: None
Absent: Mayor Palmer

The Council adjourned at 12:00 noon subject to the call of the Mayor.

APPROVED

Sam E. Peltier
Mayor Pro-tem

ATTEST:

Elin M. Hootley
City Clerk